IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 28TH NOVEMBER 2007 / 7TH AGRAHAYANA 1929

WA.No. 2817 of 2007

AGAINST THE JUDGEMENT IN WPC.34182/2007 DATED 26/11/2007
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APPELLANT/ PETITIONER

THE BOARD OF MANAGEMENT OF THE
UDUMBANNOOR SERVICE CO-OPERATIVE BANK LTD.
NO.E 93, UDUMBANNOOR P.O., THODUPUZHA,
IDUKKI DISTRICT, REPRESENTED BY ITS PRESIDENT
RAJEEV RAJAN.

BY ADV. SRI.P.V.BABY

RESPONDENTS/RESPONDENTS
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1. THE UNIT INSPECTOR, UNIT `C',
OFFICE OF THE ASSISTANT REGISTRAR OF
CO-OPERATIVE SOCIETIES (GENERAL),
THODUPUZHA, IDUKKI DISTRICT.

2. THE ASSISTANT REGISTRAR OF
CO-OPERATIVE SOCIETIES (GENERAL),
THODUPUZHA, IDUKKI DISTRICT.

3. THE JOINT REGISTRAR OF CO-OPERATIVE
SOCIETIES (GENERAL), IDUKKI.

BY SPL. GOVERNMENT PLEADER SMT. A.G. ANEETHA.

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 28/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L. DATTU, CJ. & K. M. JOSEPH, J.

W.A. NO. 2817 OF 2007

Dated this the 28th November, 2007

JUDGMENT

H.L. DATTU, CJ.

Questioning the correctness or otherwise of the orders passed by the learned Single Judge in W.P.(C). No.34182/07 dated 26.11.2007, the petitioner in the Writ Petition has presented this Writ Appeal.

2. What was questioned by the petitioner in the writ petition is the show cause notice (Ext.P2) issued by the third respondent, Joint Registrar.

3. If for any reason the petitioner is aggrieved by Ext.P2 show cause notice, he could have filed his objections to the same, to the effect that it is devoid of any merit and contrary to the provisions of the Act. Without filing such objections, petitioner has rushed to this Court.

4. In our opinion, the Writ Petition filed by the petitioner is fully premature. Keeping that aspect of the matter in view, the learned Single Judge has rightly rejected the Writ Petition.

5. We do not find any error in the orders passed by the learned Single Judge. However, the appellant/petitioner is granted fifteen days' time from today to file his objections, if any, to Ext.P2 Notice issued by the third respondent, Joint Registrar. If such an objection is received within the time granted by this Court, the third respondent shall consider the same and take a decision in accordance with law, after hearing the petitioner.

Ordered accordingly.

H.L. DATTU,
CHIEF JUSTICE

K.M. JOSEPH,
JUDGE

kbk/DK.